

GOVERNMENT OF TELANGANA
ABSTRACT

Rules – The Telangana Factories Rules, 1950 – Certain amendments – Preliminary Notification – Orders – Issued.

LABOUR EMPLOYMENT TRAINING & FACTORIES (LABOUR) DEPARTMENT

G.O.MS.No. 15

Dated: 13/02/2016
Read the following:-

1. G.O.Ms.No.39, LET&F (Labour) Department, dated: 30.12.2015.
2. From the Director of Factories, Telangana, Hyderabad, letter No.A1/2305/2015, dated: 25.01.2016.
3. From the Director of Factories, Telangana, Hyderabad, letter No.A1/2305/2015, dated: 30.01.2016

ORDER:

The following notification will be published in the Extra-ordinary Issue of the Telangana Gazette, dated: 17.02.2016.

PRELIMINARY NOTIFICATION

The following draft amendments to the Telangana Factories Rules, 1950 are proposed to be made in exercise of the powers conferred by section 115 of the Factories Act, 1948, (Central Act 63 of 1948) is hereby published for general information in the Telangana Gazette as required under the said Act.

2. Notice is hereby given that the aforesaid proposal will be taken into consideration by the Government after the expiry of forty five (45) days from the date of publication of this notification in the Telangana Gazette and that any objections or suggestions, in respect of the proposed Amendments, before the expiry of the aforesaid period will be considered by the Government of Telangana.

3. Objections or suggestions should be addressed to the Secretary to Government, Labour, Employment, Training and Factories Department, Government of Telangana through the Director of Factories, Telangana, Hyderabad.

AMENDMENTS

In the said Rules,

- (i) in rule 5, after sub-rule (2), the following shall be added, namely:-

“(3). The Inspector on noticing any defect in the application for amendment of original licence or violation of any provisions may be a speaking order and after giving the applicant a reasonable opportunity of being heard, refuse to amend the original licence:

Provided that if no order is communicated to the occupier within a period of thirty days from the date of making application along with all the necessary documents, the licence shall be deemed to have been amended and thereupon the licence shall be issued forthwith.

Provided further that right from making application for grant of registration certificate or renewal or amendments thereto, as the case may be, till the issuance of registration certificate or renewal or the amendments thereto, the process shall be through Online only.

(Contd....2)

- (ii) In rule 8, the following shall be added to the exiting paragraph and numbered as sub-rule (1) of the said rule, namely:-

“And the original licence and the acknowledging of such application shall be deemed to be the endorsement of transfer until the transfer is formally endorsed by the Inspector of Factories on the licence unless the application has been refused by a speaking order in writing within a period of thirty days from the date of sending and the applicant has been given a reasonable opportunity of being heard.”

- (iii) In rule 8, after so addition and numbering, the following sub-rule shall be added, namely:-

“(2) The Inspector on noticing any defect in the application for amendment of original licence or violation of any provisions may be a speaking order and after giving the applicant a reasonable opportunity of being heard, refuse to transfer the original licence:

Provided that if no order is communicated to the occupier within a period of thirty days from the date of making application along with all the necessary documents, the licence shall be deemed to have been transferred and thereupon the licence shall be issued forthwith.”

- (iv) In rule 100, the following second proviso shall be added, namely:-

“Provided further that the Government may allow the returns, registers and records to be maintained in computerized or digital formats and same may be sent to Inspector concerned within the specified date through Online only; and where it is not possible the employer may send to the Inspector concerned physically or by Registered Post”.

- (v) in rule 103, sub-rule (2), the following provisos shall be added, namely:-

“Provided also that the Government may, by order, devise or notify consolidated forms for maintaining registers and records and furnishing reports and returns in lieu of the forms prescribed under these Rules:

Provided, further that the Government may allow the registers and records to be maintained in computerized or digital formats.”

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

HARPREET SINGH,
SECRETARY TO GOVERNMENT

To
The Director of Factories, Telangana, Hyderabad.

Copy to:-

The Commissioner of Printing, Stationary and Stores Purchases (PW), Chanchalguda, Hyderabad.(for publication in the Gazette and supply of 500 copies to Director of Factories, Telangana, Hyderabad and 20 copies to Government) S.F./S.C.

// FORWARDED :: BY ORDER //

SECTION OFFICER